



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: J. Whan-Tong et al. Attorney Docket No.: PREC115319
Application No.: 09/711,740 Group Art Unit: 3764
Filed: November 13, 2000 Examiner: S.R. Crow
Title: CROSSTRaining EXERCISE DEVICE

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT

TO THE COMMISSIONER FOR PATENTS:

Precor Incorporated, a Delaware corporation, having a principal place of business at 20031 - 142nd Avenue NE, Woodinville, WA 98072-4002 USA, represents that it is the owner of the entire right, title, and interest in the above-identified patent application by a chain of title from the inventors of the above-identified patent application to the current assignee as shown below:

1. From: Paul D. Barker, Peter Pasero, and Janine-Whan-Tong
To: Precor Incorporated
The document was recorded in the U.S. Patent and Trademark Office at Reel 9173/Frame 0115, Reel 9174/Frame 0167, and Reel 9174/Frame 0060, respectively.

Further, Precor Incorporated represents that it is the owner of the entire right, title and interest in U.S. Patent No. 6,482,130 by a chain of title from the inventors to the current assignee as shown below:

1. By assignment from inventors to Precor Incorporated, by assignments recorded in the U.S. Patent and Trademark Office on May 15, 1998, at Reel 09174/Frame 0165; Reel 9174/Frame 0060, and Reel 9173/Frame 0115, respectively;
2. By assignment from Precor Incorporated to Illinois Tool Works, Inc., by assignment recorded in the U.S. Patent and Trademark Office on September 21, 2000, at Reel 011390, Frame 0197; and
3. By assignment from Illinois Tools Works, Inc. to Precor Incorporated dated February 6, 2003, at Reel 013447 and Frame 0040.

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The owner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of prior U.S. Patent No. 6,482,130 in the event that said prior U.S. Patent No. 6,482,130 later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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Our Check No. 154608 in the sum of \$110.00 for the terminal disclaimer fee under 37 C.F.R. § 1.20 is included. The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16, 1.17 and 1.18 which may be required during the entire procedure of the application, or credit any overpayment, to Deposit Account No. 03-1740. This authorization also hereby includes a request for any extensions of time of the appropriate length required upon the filing of any reply during the entire prosecution of this application. A copy of this sheet is enclosed.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

March 25, 2004
Date

Precor Incorporated

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